

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F041347 People v. Valladares

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F041347 People v. Valladares

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F039080 DeLaMare v. Hysell et al.; Sadler et al.

F040533 DeLaMare v. Hysell et al.

The trial court's order dated July 30, 2001, denying DeLaMare's petition, which is the subject of the first appeal (No. F039080), is affirmed. The trial court's order dated February 15, 2002, denying DeLaMare's petition, which is the subject of the second appeal (No. F040533), is reversed and remanded to the trial court for further consideration of the petition. Each party is to bear their own costs on appeal. Cornell, J.

We concur: Dibiaso, Acting P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F040850 People v. Moore

The judgment is affirmed. We remand to allow the trial court to determine the amount of credit Moore is entitled to for time served and to prepare an amended abstract of judgment. Cornell, J.

We concur: Dibiaso, Acting P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042432 People v. Reyes

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F042432 People v. Reyes

The judgment is modified to reduce the “section 290.3” fine from \$630 to \$590 by eliminating the \$40 “state surcharge” imposed pursuant to section 1465.7, and to increase presentence custody credits from 279 days to 280 days. The judgment as so modified is affirmed. The trial court is directed to prepare an amended abstract of judgment reflecting these modifications, and to send a copy of it to the Department of Corrections.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F039779 People v. Thompson

The judgment is affirmed. Vartabedian, J.

We concur: Dibiaso, Acting P.J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041488 People v. Malena

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F041488 People v. Malena

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]